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Patent Docket P1110C1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Avi J. Ashkenazi et al.  Serial No.: 09/992,964  Filed: November 19, 2001  For: Apo-2DcR	Group Art Unit: 1646  Examiner: C. Kaufman  Confirmation No: 1355  CUSTOMER NO: 09157  <b>CERTIFICATE OF EXPRESS MAILING</b>  Express Mail Label No.: <u>EV 385 660 985 US</u>  I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450".  September 28, 2004 <i>Diane L. Marschang</i> Diane L. Marschang
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NOTICE OF APPEAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated March 31, 2004, of the Primary Examiner finally rejecting claims 30,31, 34-41, 43, 45, 48-56, 76, 77, 79-89, 91, 93 and 95-104.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$330 to cover the fees for this appeal and to charge the deposit account for any further fees in regard to this patent application. **A duplicate copy of this Notice is enclosed for this purpose.**

Respectfully submitted,  
GENENTECH, INC.

Date: September 28, 2004

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